

UNITED STATES DISTRICT COURT

District of
MASSACHUSETTS

STANLEY A. KIM, On Behalf of Himself
and Others Similarly Situated,
Plaintiff

SUMMONS IN A CIVIL ACTION

V.

EPIX PHARMACEUTICALS, INC., (F/K/A
EPIX MEDICAL, INC.), MICHAEL D. WEBB,
PEYTON J. MARSHALL AND ANDREW
UPRICHARD, Defendants

CASE NUMBER:

05c 10315 PBS

TO: (Name and address of Defendant)

c/o The Prentice-Hall Corporation System, Inc., as Registered Agent
EPIX Pharmaceuticals, Inc. (F/K/A EPIX Medical, Inc.)
84 State Street
Boston, MA 02109

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

David Pastor
Gilman and Pastor, LLP
Stonehill Corporate Center
999 Broadway, Suite 500
Saugus, MA 01906

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an answer to the complaint which is served on you with this summons, within _____ days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.



TONY ANASTAS

CLERK

[Signature]

(By) DEPUTY CLERK

FEB 16 2005

AD-440 (Rev. 8/01) Summons in a Civil Action

RETURN OF SERVICE

Service of the Summons and complaint was made by me⁽¹⁾ DATE MARCH 1, 2005

NAME OF SERVER (PRINT) DAVID G. BEDUGNIS, SR. TITLE CONSTABLE

Check one box below to indicate appropriate method of service

- ☐ Served personally upon the defendant. Place where served:
- ☐ Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.
Name of person with whom the summons and complaint were left:
- ☐ Returned unexecuted:

BY DELIVERING SAID COPIES TO THE PRENTICE-HALL CORPORATION SYSTEM, INC., IT'S
 XX Other (specify): REGISTERED AGENT FOR SERVICE OF PROCESS AND GIVING IN HAND TO
 BERNARDO MONTANEZ, IT'S AGENT AND PERSON IN CHARGE OF THE BUSINESS. SAID
 SERVICE WAS MADE AT 84 STATE STREET, BOSTON, MASSACHUSETTS.

STATEMENT OF SERVICE FEES

TRAVEL \$11.00	SERVICES \$25.00	TOTAL \$36.00 \$36.00
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DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information
 contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on

Date

Signature of Server

Signed under the pains and
penalties of perjury.

TROSCOE, BEDUGNIS & ASSOCIATES
 15 COURT SQUARE, SUITE 450
 BOSTON, MASSACHUSETTS 02108

Address of Server

EPH X PHARMACEUTICALS, INC.
 F/K/A EPH MEDICAL, INC.

90 PRENTICE HALL CORP
 84 STATE ST.
 BOS.
 3/1/2005
 JEB

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.